THE HONOURABLE SRI BILAL NAZKI

THE ACTING CHIEF JUSTICE

AND

THE HONOURABLE SRI JUSTICE

R.SUBHASH REDDY

-

WRIT PETITION No. 9879 OF 2005

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Dated 24th November, 2005.

Between:

Smt. Ch.Vinoda W/o Vidyasagar Rao

and others.

… Petitioners.

And

The Government of Andhra Pradesh,

Revenue Department, represented by

its Principal Secretary, Secretariat,

Hyderabad.

… Respondents.

ORAL ORDER:

(per Honourable Sri Bilal Nazki, the Acting Chief Justice)

Heard the learned counsel for parties.

This Writ Petition has been filed challenging the notification for acquisition under Sections 4 and 6 of the Land Acquisition Act, 1894. During the hearing, the learned

counsel for the petitioners submits that although they had asked for a personal hearing when an enquiry under Section 5-A of the Land Acquisition Act was conducted, but they were not given a chance to be heard. This is also accepted in paragraph 4 of the counter-affidavit that a personal hearing was sought, but, it was not given on the ground that the petitioners had appeared on 6th April, 2005 before the authorities.

To cut short the controversy initially, we allow the writ petition, set aside the notification under Section 6 and direct the authorities to hear the petitioners on 29.11.2005 at 10.30 a.m. without waiting for further notice from the authorities. Copy of this order be communicated through the learned Government Pleader within two days. No costs.

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BILAL NAZKI, ACJ.

24.11.2005.

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R.SUBHASH REDDY, J.

VR.

Note:

Copy be furnished within

two days.

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